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July 24, 2007

Stephen A. Fuchs Direct: 212.497.6845 Direct Fax: 347.287.6843

sfuchs@littler.com

VIA FACSIMILE AND MAIL

(914) 923-8913 Paul Cisternino, Esq. 701 Westchester Avenue, Suite 308W White Plains, NY 10604

Re: Santiago v. Village of Ossining Police Department

Civil Action No. 06-5422 (KMW) (FM)

Dear Paul:

This will confirm the voicemail message I received from you yesterday July 23, 2007, as well as your conversation with my Assistant, Stella Munoz, in which you cancelled the deposition of Chief Joseph Burton, scheduled for today, July 24, 2007, at 10:00 a.m., and advised that Plaintiff waives his right to depose Chief Burton.

Very truly yours,

Stephen A. Fuchs